

FILED

APR 04 2006

RICHARD W. WIEKING  
CLERK U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

CONTRATTO,

No. C03-03804 MLJ

Plaintiff,

**[PROPOSED] ORDER PRECLUDING  
PLAINTIFF'S MEDICAL CAUSATION  
EXPERTS FROM OFFERING OPINIONS AS  
TO VITAL PHARMA, INC. AT TRIAL**

v.

ETHICON, INC., ET AL.

Defendants

VITAL PHARMA, INC.'S separate Daubert motions came on regularly for hearing before this Court on March 29, 2006 and, at that time, the Court, deeming the issue more properly raised under Rule 26, issued an Order that Plaintiff's medical causation experts are precluded from offering expert opinions as to Vital Pharma, Inc., at trial.

**IT IS SO ORDERED.**

Dated:

  
MARTIN J. JENKINS  
UNITED STATES DISTRICT COURT JUDGE

① This Order terms Docs. #245 and #248.